

**COPY**

## **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed at 201) below or an original, first and joint inventor (if plural names are listed at 201-208 below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

# PEELABLE PTFE SHEATHS AND METHODS FOR MANUFACTURE OF SAME

which is described and claimed in:

the specification attached hereto.

the specification in U.S. Application Serial Number 09/470,693, filed on  
December 23, 1999.

the specification in PCT international application Number \_\_\_\_\_, filed  
on \_\_\_\_\_; and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<b>Prior U.S. Applications or PCT International Applications Designating the U.S.-Benefit Under 35 U.S.C. §120</b>				
<b>U.S. Applications</b>		<b>Status (Check One)</b>		
<b>Application Serial No.</b>	<b>U.S. Filing Date</b>	<b>Patented</b>	<b>Pending</b>	<b>Abandoned</b>
<b>PCT Applications Designating the U.S.</b>				
<b>Application No.</b>	<b>Filing Date</b>	<b>U.S. Serial No. Assigned</b>		

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)  
(35 U.S.C. §119(e))**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

<b>Applicant</b>	<b>Provisional Application Number</b>	<b>Filing Date</b>

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) with full powers of association, substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Sewall P. Bronstein (Reg. No. 16,919)	Peter F. Corless (Reg. No. 33,860)	Richard E. Gamache (Reg. No. 39,196)
David G. Conlin (Reg. No. 27,026)	Cara Z. Lowen (Reg. No. 38,227)	David A. Tucker (Reg. No. 27,840)
George W. Neuner (Reg. No. 26,964)	William J. Daley, Jr. (Reg. No. 35,487)	Lisa Hazzard Swiszcz (Reg. No. 44,368)
Linda M. Buckley (Reg. No. 31,003)	Robert L. Buchanan (Reg. No. 40,927)	
Peter J. Manus (Reg. No. 26,766)	Christine C. O'Day (Reg. No. 38,256)	

<b>SEND CORRESPONDENCE TO:</b> Peter F. Corless Dike, Bronstein, Roberts & Cushman, LLP 130 Water Street Boston, Massachusetts 02109	<b>DIRECT TELEPHONE CALLS TO:</b> Peter F. Corless (617) 523-3400
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2 0 1	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
		<b>SPOHN</b>	<b>Peter</b>	<b>Dwight</b>
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	<b>Brookline</b>	<b>New Hampshire</b>	<b>USA</b>	
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY AND ZIP CODE	
	<b>6 Norway Drive</b>	<b>Brookline</b>	<b>New Hampshire 03033</b>	

2 0 2	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
		<b>DINSMORE</b>	<b>Dean</b>	<b>David</b>
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	<b>New Ipswich</b>	<b>New Hampshire</b>	<b>USA</b>	
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY AND ZIP CODE	
	<b>18 Stone Ridge Road</b>	<b>New Ipswich</b>	<b>New Hampshire 03071</b>	

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature of Inventor 201 <i>Pete Dwight Spohn</i>	Date: 2/8/2000
Signature of Inventor 202: <i>Dean David Dinsmore</i>	Date: 2-8-2000



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JUNE 01, 2000

UNITED STATES DEPARTMENT OF COMMERCE  
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PTAS  
DIKE, BRONSTEIN, ROBERTS & CUSHMAN, LLP  
DAVID G. CONLIN  
130 WATER STREET  
BOSTON, MA 02109



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DIKE BRONSTEIN  
ROBERTS CUSHMAN

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/09/2000

REEL/FRAME: 010665/0949  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
SPOHN, PETER DWIGHT

DOC DATE: 02/08/2000

ASSIGNOR:  
DINSMORE, DEAN DAVID

DOC DATE: 02/08/2000

ASSIGNEE:  
TFX MEDICAL, INC.  
TALL PINES PARK  
JAFFREY, NEW HAMPSHIRE 03452

SERIAL NUMBER: 09470693  
PATENT NUMBER:

FILING DATE: 12/23/1999  
ISSUE DATE:

LAWAN FLETCHER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

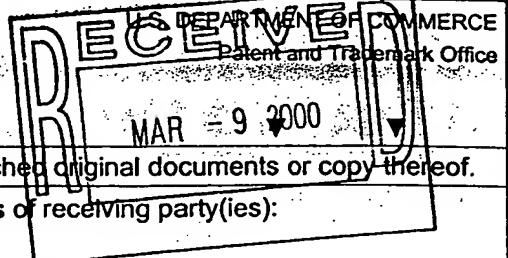
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Rev. 6-93  
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04-10-2000



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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Peter Dwight Spohn  
Dean David Dinsmore

## 2. Name and address of receiving party(ies):

Name: TFX Medical, Inc.

Address: Tall Pines Park

Additional names(s) of conveying party(ies)

 Yes  No

## 3. Nature of conveyance:

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	

Execution Date: February 8, 2000

 Yes  No

## 4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

Patent Application No. Filing date

09/470,693 December 23, 1999

## B. Patent No.(s)

Additional numbers

 Yes  No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: David G. Conlin

Registration No. 27,026

Address: Diké, Bronstein, Roberts &amp; Cushman, LLP

130 Water Street

City: Boston State/Prov.: MA

Country: USA ZIP: 02109

6. Total number of applications and patents involved: **1**7. Total fee (37 CFR 3.41):.....\$ **40.00**

Enclosed - Any excess or insufficiency should be credited or debited to deposit account

Authorized to be charged to deposit account

## 8. Deposit account number:

04-1105

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Peter F. Corless (Reg. No. 33,860)

Name of Person Signing

Signature

3

Dat

Total number of pages including cover sheet, attachments, and

## ASSIGNMENT

I, Peter Dwight Spohn and Dean David Dinsmore, for good and valuable consideration from TFX Medical Incorporation, a Delaware corporation, having its principal place of business at Tall Pines Park, Jaffrey, New Hampshire 03452, hereinafter called the Assignee, receipt of which is hereby acknowledged, do hereby sell, assign and transfer unto the Assignee, its successors and assigns, the entire right, title and interest in, to and under an application for Letters Patent of the United States, entitled **PEELABLE PTFE SHEATHS AND METHODS FOR MANUFACTURE OF SAME** having a U.S. Serial No. of 09/470,693, filed on December 23, 1999, including all priority rights ensuing therefrom, and the inventions and any of them therein set forth and described, and any and all Letters Patent of the United States and of countries foreign thereto which may be granted thereon or therefor, together with the right to apply for such Letters Patent.

And for the above consideration, we agree promptly upon request of the Assignee, its successors or assigns, to execute and deliver without further compensation any power of attorney, assignment, application, whether original, divisional, continuation or reissue, or other papers which may be necessary or desirable fully to secure to the Assignee, its successors and assigns, the inventions and any of the them described in said application and all patent rights therein, in the United States and in any country foreign thereto.

**IN WITNESS WHEREOF**, I, Peter Dwight Spohn, hereunto set my hand and seal this 8<sup>th</sup> day of February, 2000, and I, Dean David Dinsmore, hereunto set my hand and seal this 8<sup>th</sup> day of February, 2000.

Peter Dwight Spohn

Peter Dwight Spohn

Dean David Dinsmore

Dean David Dinsmore

## CERTIFICATE

Commonwealth [State] of New Hampshire  
County of Cheshire ss.

Before me this 8<sup>th</sup> day of February, 2000, personally appeared Peter Dwight Spohn, who is to me personally known, and acknowledged the foregoing instrument of assignment to be his free act and deed.

Maureen D. DeGrenier  
Notary Public

MAUREEN D. DEGRENIER, Notary Public  
My Commission Expires October 22, 2002

**ASSIGNMENT (Cont.)**

Commonwealth [State] of New Hampshire  
County of Cheshire ss.

Before me this 8<sup>th</sup> day of February, 2000, personally  
appeared **Dean David Dinsmore**, who is to me personally known, and acknowledged  
the foregoing instrument of assignment to be his free act and deed.

Maureen D. DeGrenier  
Notary Public

MAUREEN D. DEGRENIER, Notary Public  
My Commission Expires October 22, 2002